



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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DIRECTOR
DUANE L. SHROUFE
DEPUTY DIRECTOR
STEVE K. FERRELL



REVISION # 1

April 16, 2007

A public meeting of the Arizona Game and Fish Commission will be held on April 20-21, 2007, and as authorized by A.R.S. § 17-201(D), the Commission will discuss and may vote to take action on the following matters:

Friday, April 20, 2007, Arizona Game and Fish Commission at the Glendale Civic Center, 5750 W. Glenn Drive Glendale, Arizona 85301.

Meeting begins at 8:00 a.m.

Awards and Commissioning of Officers.

- 1. Presenter: Anthony Guiles, Legislative Liaison. State and Federal Legislation.** The Commission will be briefed on the status of State and Federal legislation. The Commission may vote to take a position or provide direction to the Department for coordination, action, or proposed changes to legislation or other elective issues related to Department responsibilities.
- 2. Presenter: Ty Gray, Education Branch Chief. Statewide Shooting Range Briefing.** The Commission will be given an update of Department activities related to shooting range support and development statewide. The update covers activities that have occurred since the March 2007 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
- 3. Presenter: Ty Gray, Education Branch Chief. Alternatives to Expedite Shooting Range Development.** The Commission will be presented options to expedite shooting range development, including the Northern Arizona Shooting Range Facility. The options may include, but not be limited to federal legislation to transfer land for the Northern Arizona Shooting Range. The Commission may vote to take action on, or provide the Department direction on this item.
- 4. Presenter: Josh Avey, Habitat Branch Chief. An Update on Current Issues, Planning Efforts, and Proposed Projects on All Lands in Arizona and Other Matters Related Thereto.** The Commission will be briefed on the latest developments relating to the implementation of land and resource management plans and projects on private, state and federal lands in Arizona and other matters related hereto. The update addresses decisions or activities since the March 2007 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

ADDITIONAL ITEM

- 4a. Presenter: Josh Avey, Habitat Branch Chief. An Update on Bureau of Land Management (BLM) Planning for the Ironwood Forest National Monument and Proposed Recreational Shooting Ban.** The Commission will be briefed on the draft Ironwood Forest National Monument Resource Management Plan and BLM's preferred alternative to ban recreational shooting on the Monument. The Commission may vote to take action on, or provide the Department direction on, this item.
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- 5. Presenter: Dana Yost, Assistant Director, Information and Education Division. Information and Education Activities Briefing.** The Commission will be given an update of Department activities and events related to Information and Education Programs. The update covers activities and events that occurred during March 2007. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
- 6. Presenter: Dustin McKissen, Rules and Risk Manager. Request to Close the Rule Record and Adopt the Notice of Exempt Rulemaking to Amend Rules in Article 8, Wildlife Areas and Department Property, as Part of the Annual Hunt Recommendation Process.** The Commission will be asked to vote to close the rule record and adopt the Notice of Exempt Rulemaking to amend rules in Article 8, Wildlife Areas and Department Property, as part of the annual hunt recommendation process.
- 7. Presenter: Dustin McKissen, Rules and Risk Manager. Request to Approve the Five-Year Rule Review Report on Article 3 Commission Rules Dealing with Taking and Handling of Wildlife for Filing with the Governor's Regulatory Review Council.** The Commission will be asked to vote to approve the 2007 Five-Year Rule Review Report on Commission Rules in Article 3, dealing with the taking and handling of wildlife, for filing with the Governor's Regulatory Review Council under A.R.S. § 41-1056.
- 8. Presenter: Dustin McKissen, Rules & Risk Manager. Request to Approve a Notice of Proposed Rulemaking to Amend Article 7 Rules, Dealing with Heritage Grants, as Stated in the 2005 Five-Year Rule Review Approved by GRRC.** The Commission will be asked to vote to approve a Notice of Proposed Rulemaking to amend Article 7 rules, dealing with Heritage Grants, principally as stated in the 2005 Five-Year Rules Review report approved by GRRC. The notice will be submitted to the Secretary of State's Office for publication in the *Arizona Administrative Register*.
- 9. Consent Agenda – The following items have been grouped together and are hereby noticed as consent agenda items to expedite action on routine matters, which may not require public discussion. The Commission will be asked to vote to approve these matters as presented, subject to approval or recommendations of the Office of the Attorney General. Commission members may remove certain items if further public input or discussion is deemed necessary.**
- a. Presenter: Josh Avey, Habitat Branch Chief. Request for Commission Approval to Authorize the Department to Renew Arizona State Land Department Road Right-of-Way Number 18-102474 for Legal Access to the Slade Parcel of the Wenima Wildlife Area, and to Pursue Acquisition of the**

Right-of-Way in Perpetuity. The Commission will be asked to vote to authorize the Department to renew Arizona State Land Department Road Right-of-Way Number 18-102474 for legal access to the Slade Parcel of the Wenima Wildlife Area, and to pursue the Right-of-Way in perpetuity.

- b. **Presenter: Josh Avey, Habitat Branch Chief. Request for the Commission to Authorize the Department to Enter into a Cooperative Agreement with the Chevelon Canyon Grazing Allotment Permit Holders for use of Groundwater from Commission Owned Dye Ranch Property in Coconino County, for the Benefit of Wildlife and Livestock.** The Commission will be asked to vote to authorize the Department to enter into a Cooperative Agreement with the Chevelon Canyon Grazing Allotment permit holders for use of groundwater from Commission owned Dye Ranch property in Coconino County, for the benefit of wildlife and livestock.
- c. **Presenter: Josh Avey, Habitat Branch Chief. Request for the Commission to Authorize the Department to Convey a Twenty (20) Year Road Right-of-Way across the Commission Owned Whitewater Draw Wildlife Area, to Cochise County Arizona, and to convert said Right-of-Way into a perpetual Right-of-Way.** The Commission will be asked to vote to authorize the Department to convey a twenty (20) year road right-of-way across the Commission owned Whitewater Draw Wildlife Area, to Cochise County Arizona, and to convert said right-of-way into a perpetual Right-of-Way.
- d. **Presenter: Bob Broscheid, Assistant Director, Wildlife Management Division. Request for Commission Approval of a Memorandum of Understanding with the Bureau of Reclamation Regarding Cooperating Agency Status during the Development of the Environmental Impact Statement for a Long-term Experimental Plan for Glen Canyon Dam and Other Management Activities.** The Commission will be asked to vote to approve a Memorandum of Understanding with the Bureau of Reclamation regarding cooperating agency status during the development of the Environmental Impact Statement for a long-term experimental plan for Glen Canyon Dam and other management activities.
- e. **Presenter: Mark Weise, Development Branch Chief. Renewal of the Forage Resource Study Group Selective Road Closures on State Trust Lands, Coconino County.** The Department will be asking the Commission to vote to approve the renewal of the Forage Resource Study Group road closures within Game Management Units 5A and 5B for resource protection.

ADDITIONAL ITEM

- f. **Presenter: Chasa O'Brien, Research Branch Chief. Memorandum of Understanding with University of New Mexico.** The Commission will be asked to vote to approve a new Memorandum of Understanding between the Department and the University of New Mexico that will provide specialized expertise and technical services that support the Department's mission and benefit Arizona's fish and wildlife resources.

- 10. Presenter: Mark Weise, Development Branch Chief. Commission Briefing on Status of New Headquarters Facility.** The Department will be providing the Commission with a current status of the Department's new headquarters facility. This item is for Commission information only.
- 11. Presenter: Mark Weise, Development Branch Chief. Renewal of a Road Closure on State Trust Land West of Eager, Arizona.** The Department will be asking the Commission to vote to approve a request by Wink Crigler to renew a road closure on State Trust Land located approximately four miles west of Eager, Arizona.
- 12. Presenter: Harry Seck, Assistant Director, Special Services. Request by Mr. William Boyd for a Hearing to Award a Tag or Reinstate His Bonus Points for Elk from the Fall 2006 Draw.** Mr. William Boyd is requesting a hearing before the Arizona Game and Fish Commission to either issue him an elk tag or reinstate his bonus points earned for elk prior to his successful drawing for the fall 2006 hunting season. The Commission will vote to issue Mr. Boyd an elk tag or reinstate his bonus points or deny his request for a tag or reinstatement.
- 13. Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.

Lunch Break (Begins at 12:00 p.m.)

The Afternoon Executive Session begins immediately following the lunch break.

14. Executive Session

- a. Litigation and Legal Counsel.** The Commission may vote to meet in Executive Session in accordance with A.R.S. § 38-431.03(A)(3) and (4) for the purpose of discussing and consulting with legal counsel in order to consider its position and to instruct legal counsel regarding the Commission's position *In re General Stream Adjudication for the Little Colorado River and Gila River; State of Arizona v. George H. Johnson*, CV2005-002692; *Charles M. Johnson v. Arizona Game and Fish Dep't, et al* LC2006-000775-001.
- b. Litigation and Legal Counsel.** The Commission may vote to meet in executive session in accordance with A.R.S. § 38-431.03(A)(3) and (4) for the purpose of discussing and consulting with legal counsel regarding the Commission's position on potential litigation regarding the use of temporary employment services at the Ben Avery Shooting Facility.
- c. Negotiations for the Purchase of a Public Access and Open Space Easement.** The Commission may vote to meet in executive session in accordance with A.R.S. § 38-431.03(A)(7) to discuss and consult with its representatives concerning negotiations for an option purchase agreement with Babbitt Ranches to acquire a public access and open space easement on Espee Ranch.

15. Presenter: Ron Sieg, Region II Supervisor. Public Access and Open Space Easement on Espee Ranch. The Department will make a presentation on a proposal from Babbitt Ranches to create a public access and open space easement on Espee Ranch. The Commission may vote to give the Department direction on moving forward with this proposal.

16. Presenter: Pat Barber, Law Enforcement Branch Chief. Hearings on License Revocations for Violation of Game and Fish Codes and Civil Assessments for the Illegal Taking and/or Possession of Wildlife at Time Certain 2:00 p.m. The Commission will consider and take action on the license revocations and/or civil assessments for the individuals listed below.

<u>Name</u>	<u>Conviction</u>
Lutz, Charles E.	Count A: Take wildlife in closed season (bear). Count B: Possess/transport wildlife or parts of wildlife unlawfully taken (bear). Count C: Take wildlife without valid license (bear). Count D: Allow edible portions of wildlife to waste (bear).
Reidhead, Royal T.	Count A: Take wildlife without a license (dove). Count B: Vandalism while hunting. Count C: Knowingly waste game meat (dove). Count D: Litter while hunting. Count E: Shoot from a motor vehicle.
Mendoza, Juan V.	Count A: Possession of another's tag (deer).
Feldhake, Richard E.	Count A: Allow use of another's tag (deer).
Salgado, Ricardo A. (deer).	Count A: Take wildlife without a valid license Count B: Take wildlife in closed season (deer). Count C: Shoot wildlife from a vehicle (deer).
Viehmann, Matthew L.	Count A: Possession of unlawfully taken wildlife (elk).

17. Litigation Report. The Department's legal counsel may report on the status of the following litigation matters: *In re General Stream Adjudication for the Little Colorado River and Gila River*; *State of Arizona v. George H. Johnson*, CV2005-002692; *Charles M. Johnson v. Arizona Game and Fish Dep't, et al* LC2006-000775-001. The Commission may vote to take action on any case.

18. Call to the Public. Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the

Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.

Saturday, April 21, 2007, Arizona Game and Fish Commission at the Glendale Civic Center, 5750 W. Glenn Drive Glendale, Arizona 85301.

Meeting begins at 8:00 a.m.

Awards and Commissioning of Officers.

- 1. Presenter: Leonard L. Ordway, Game Branch Chief. A Briefing on the Results from the Hunter Opinion Survey Conducted after the 2006 Fall Hunt Draw.** The Commission will be briefed on the results from the hunter opinion survey conducted shortly following the 2006 fall draw (distributed on August 15, 2006). The Commission may vote to take action on, or provide the Department direction on, items covered in the briefing.

ADDITIONAL ITEM

- 1a. Presenter: Harry Seck, Assistant Director, Special Services. Hunt Permit-tag Application Schedule for Fall 2007 Hunts.** The Department will provide the Commission with a presentation related to the proposed hunt-permit tag application schedule for fall 2007 hunts, excluding antelope and elk. The Commission will be asked to vote to approve the application schedule.

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- 2. Presenter: Leonard L. Ordway, Game Branch Chief. Consideration of Proposed Commission Orders 2, 5-10, and 26 for the 2007-2008 Hunting Season.** The Commission will consider and may vote to approve Commission orders 2 (deer), 5-10 (fall turkey, fall javelina, bighorn sheep, fall buffalo, fall bear, and mountain lion), and 26 (population management) establishing seasons and season dates, bag and possession limits, permit numbers, and open areas. A detailed description of all proposals is available for public review at all Department offices.

- 3. Presenter: Leonard Ordway, Game Branch Chief. Proposed Amendment to Commission Order 18 – Blue Grouse.** The Department is planning for blue grouse translocations and proposes to amend Commission Order 18 – (blue grouse), to close hunting in units where the translocation will occur. The Commission may vote to take action on, or provide the Department direction on this item.

DESCRIPTION CHANGE

- 4. Presenter: Leonard Ordway, Game Branch Chief. The Mule Deer Foundation will make a presentation to the Commission regarding its current efforts and interests in mule deer management.** The Mule Deer Foundation will update the Commission on the Foundation's activities related to mule deer conservation in Arizona. The presentation is for information only. No action will be taken by the Commission.
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5. **Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.

Lunch Break (Begins at 12:00 p.m.)

6. **Presenter: Bob Broscheid, Assistant Director, Wildlife Management Division. Request for Commission Approval of an Action Plan to Offset the Effects of Golden Alga to Fisheries Resources in Salt River Reservoirs.** The Commission will be asked to vote to authorize the Department to proceed with implementation of the action plan as written, and to adapt that plan as necessary during its implementation.
7. **Presenter: Eric Gardner, Nongame Branch Chief. Request for Commission Approval for the Department to Implement the Introduction of Native Fishes to Ash Creek, Gila County, Arizona.** The Commission will be asked to vote to approve the Department to implement the introduction of five species of native fish, (Roundtail Chub, Desert Sucker, Sonora Sucker, Longfin Dace, Speckled Dace) to Ash Creek, Salt River tributary in Gila County consistent with the 1997 Guidelines to the Reintroduction of Federally Listed Aquatic Wildlife.
8. **Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.
9. **Presenter: Marty Fabritz, Executive Staff Assistant, Director's Office. Commission Work Sessions.** The Commission will discuss continuing educational training opportunity topics and dates and may vote to approve and provide the Department direction regarding its desire for future training topics and work session dates.
10. **Director's and Chairman's Reports.** The Director and the Chairman will report on Department and Commission activities since the last meeting. This item will be informational only and no action will be taken at this meeting. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.
11. **Commissioners' Reports.** The Commissioners will report on their activities since the last meeting related to Game and Fish Commission duties and responsibilities. This item will be informational only and no action will be taken at this meeting. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.
12. **Approval of Minutes and Signing of Minutes.** The Commission will be asked to approve the minutes from March 9-10, 2007 and if approved, the signing of the minutes from March 9-10, 2007.

13. Future Agenda Items.

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The agenda may be revised and additional items may be added prior to the meeting as authorized by A.R.S. §38-431.02. In that event, an addendum to the agenda will be noticed and posted prior to the meeting at Department offices. Commission agenda items not noticed for a specific time may be taken out of order.

Background materials provided to Commission members concerning public agenda items are available for public inspection at the main office of the Arizona Game and Fish Department at 2222 West Greenway Road, Phoenix, at Department regional offices in Pinetop, Flagstaff, Kingman, Yuma, Tucson, Mesa and at the meetings.

During the public meeting, the Commission may afford any person, their duly authorized representative, or both, the opportunity to present statements relating to agenda items, with or without the opportunity to present them orally.

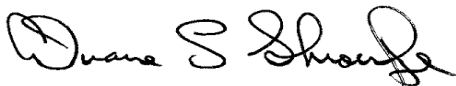
The Commission may go into Executive Session for the purpose of obtaining legal advice from the Commission Attorneys on any of the above agenda items pursuant to A.R.S. § 38-431.03 (A) (3) & (4).

One or more members of the Commission may appear and participate in the meeting telephonically or by other electronic means.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, or this document in an alternative format, by contacting the AGFD Deputy Director, 2221 W. Greenway Road, Phoenix, Arizona 85023, 602-942-3000. Requests should be made as early as possible to allow time to arrange the accommodation.

The Arizona Game and Fish Department is responsible for managing Arizona's fish and wildlife resource as an enduring public trust. In addition, the Department is charged with promoting safe and responsible use of watercraft and off-highway vehicles. Funding is provided from the sale of licenses and permits; watercraft registration fees; federal excise taxes on firearms, fishing equipment, boats, and other sporting goods; State lottery revenues; donations on State income tax forms; and various contracts and grants. Department policy is set by the Arizona Game and Fish Commission, whose five members are appointed by the Governor.

“Managing Today for Wildlife Tomorrow”

A handwritten signature in black ink, appearing to read "Duane L. Shroufe". The signature is fluid and cursive, with the first name "Duane" being more prominent.

Duane L. Shroufe
Director